

1 BROOKE OLIVER, ESQ. (SBN 172828)
2 Email: brooke@50balmy.com
3 ROSACLAIRE BAISINGER, ESQ. (SBN 200438)
4 Email: rosaclaire@50balmy.com
5 50 Balmy Law P.C.
6 50 Balmy Alley
7 San Francisco, CA 94110
8 Phone: 415-641-1116
9 Fax: 415-695-1116

10 Attorneys for Plaintiffs
11 FRANCISCO AQUINO, MONA CARON, SUSAN
12 KELK CERVANTES, JETRO MARTINEZ, SIRRON
13 NORRIS, HENRY SULTAN, JENNIFER BADGER
14 SULTAN, and MARTIN TRAVERS

15 MARK R. LEONARD, Esq. (SBN #219186)
16 Davis & Leonard LLP
17 8880 Cal Center Drive, Suite 180
18 Sacramento, CA 95826
19 Phone: (916) 362-9000
20 Fax: (916) 362-9066
21 Email: mleonard@davisandleonard.com

22 Attorneys for Defendant DPPM, INC. dba ZEPHYR
23 REAL ESTATE

24 UNITED STATES DISTRICT COURT
25 NORTHERN DISTRICT OF CALIFORNIA

26 FRANCISCO AQUINO, an individual;
27 MONA CARON, an individual; SUSAN
KELK CERVANTES, an individual; JETRO
MARTINEZ, an individual; SIRRON
NORRIS, an individual; HENRY SULTAN,
an individual; JENNIFER BADGER
SULTAN, an individual; and MARTIN
TRAVERS,

28 Plaintiffs,

vs.

DPPM, INC., a California corporation doing
business as ZEPHYR REAL ESTATE; and
DOES 1 through 10, inclusive,

Defendants.

Case No. CV 15-00060 NC

MODIFIED
STIPULATION AND [PROPOSED] ORDER
CONTINUING INITIAL CASE
MANAGEMENT CONFERENCE

Magistrate: Nathanael Cousins
Date: March 25, 2015
Time: 10:00 a.m.

1 Plaintiffs FRANCISCO AQUINO, MONA CARON, SUSAN KELK CERVANTES, JETRO
2 MARTINEZ, SIRRON NORRIS, HENRY SULTAN, JENNIFER BADGER SULTAN, and MARTIN
3 TRAVERS (“Plaintiffs”) and Defendant DPPM, INC. doing business as Zephyr Real Estate
4 (“Defendant” or “Zephyr”) hereby stipulate and respectfully request that the Court continue the Initial
5 Case Management Conference.

6 The parties, by and through their respective counsel, hereby stipulate and agree to the following:

7 WHEREAS, Plaintiffs filed their Complaint on January 6, 2015;

8 WHEREAS, the Order Setting Initial Case Management Conference and ADR Deadlines filed
9 on January 7, 2015, set the Initial Case Management Conference for March 25, 2015;

10 WHEREAS, Plaintiffs filed their First Amended Complaint (“FAC”) naming Zephyr on
11 January 20, 2015;

12 WHEREAS, Zephyr waived service of the summons on January 21, 2015;

13 WHEREAS, Plaintiffs’ lead counsel, Brooke Oliver, will be out of the country for a different
14 client matter from March 15, 2015 until April 5, 2015;

15 The parties hereby STIPULATE that Plaintiffs’ counsel and Zephyr’s counsel agree to continue
16 the Initial Case Management Conference to April 22, 2015, and related deadlines accordingly.

17
18 Dated: January 26, 2015

50 BALMY LAW P.C.

19
20 By: /s/ Brooke Oliver

Brooke Oliver, Esq.
Rosaclaire Baisinger, Esq.
Attorneys for Plaintiffs FRANCISCO
AQUINO, MONA CARON, SUSAN KELK
CERVANTES, JETRO MARTINEZ,
SIRRON NORRIS, HENRY SULTAN,
JENNIFER BADGER SULTAN, and
MARTIN TRAVERS

21
22
23
24 Dated: January 26, 2015

DAVIS & LEONARD LLP

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27 By: /s/ Mark R. Leonard

Mark R. Leonard, Esq.
Attorneys for Defendant DPPM, INC.

1 ATTESTATION
2 (Civil Local Rules 5-1)

3 I, Brooke Oliver, am the ECF User whose ID and password are being used to file this
4 STIPULATION AND [PROPOSED] ORDER CONTINUING INITIAL CASE MANAGEMENT
5 CONFERENCE. In compliance with Local Rule 5-1, I hereby attest that Mark R. Leonard has
6 concurred in this filing.

7
8 Dated: January 26, 2015

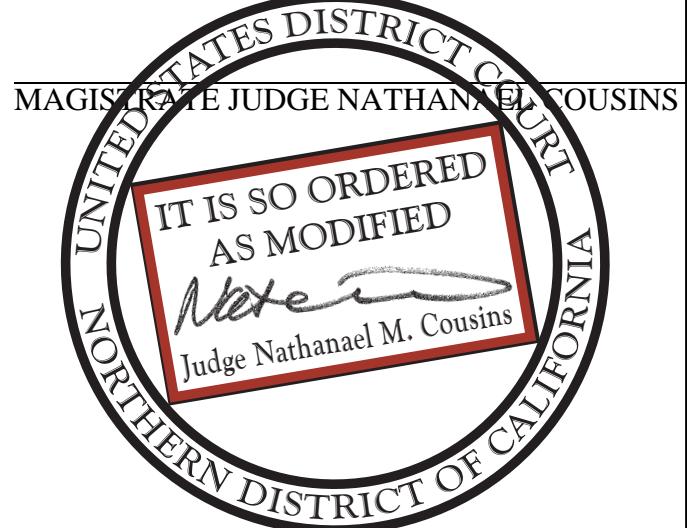
/s/ Brooke Oliver

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Brooke Oliver, Esq.

[PROPOSED] ORDER

Pursuant to stipulation, and good cause appearing, it is hereby ORDERED that the Initial Case
Management Conference in the above-captioned matter is continued to April ²⁹~~22~~, 2015, commencing at
10:00 a.m., and all related deadlines are continued accordingly.

Dated: January 27, 2015



1
PROOF OF SERVICE

2 I declare that I am over the age of eighteen, and that I am not a party to this action. My business
3 address is 50 Balmy Alley, San Francisco, CA 94110.

4 On January 26, 2015 I served the foregoing document(s) described as:
5

6 **STIPULATION AND [PROPOSED] ORDER CONTINUING
INITIAL CASE MANAGEMENT CONFERENCE**

7 on all interested parties, as follows:
8

9 Mark R. Leonard, Esq.
10 Davis & Leonard LLP
11 8880 Cal Center Drive, Suite 180
12 Sacramento, CA 95826

13 *Attorneys for Defendant DPPM, Inc. dba Zephyr
Real Estate*

- 14 [X] **U.S. MAIL:** I am readily familiar with the firm's practice of collection and processing
15 correspondence for mailing. Under that practice it would be deposited with the U.S. Postal
16 Service on that same day with postage thereon fully prepaid in San Francisco, California, in the
17 ordinary course of business. I am aware that on motion of the party served service is presume
18 invalid if postal cancellation date or postage meter date is more than one day after date of deposit
19 for mailing in affidavit.
- 20 [X] **ELECTRONIC MAIL TRANSMISSION:** Based on an agreement between the parties and/or
21 as a courtesy, I caused the foregoing document(s) to be transmitted by electronic mail to the
22 email address(es) set forth above. I did not receive, within a reasonable time after the
23 transmission, any electronic or other indication that the transmission was unsuccessful.
- 24 [X] I declare that I am employed in the office of a member of the bar of this Court at whose direction
25 the service was made. I declare under penalty of perjury under the laws of the United States of
26 America that the foregoing is true and correct.

27 Executed on January 26, 2015, in San Francisco, California.

28

Trinh Nguyen